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Tel 780.917.5231
Fax 780.421.7951

FAX NO. 571-273-8300

PHONE NO.

DATE August 10, 2005

This is the first page of 4

FROM Edward (Ted) Yoo

LAWYER NO 807 FILE NO 45722.2

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Message
Application No.) 09/681,881
Filing Date) June 20, 2001
Inventor (first named)) Stuart Squires
Group Art Unit) 1754
Examiner Name) Kevin P. KERNS
Attorney Docket No.) 45722.2

Enclosed is Response to Non-compliant amendment dated July 19, 2005.

Edward Yoo 41435

U:\allstaff\Eden\JPUS\FAXAmendmentsandResponses.doc THIS MESSAGE IS INTENDED ONLY FOR THE USE OF THE ADDRESSEE AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED AND CONFIDENTIAL. IF YOU ARE NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE RESPONSIBLE FOR DELIVERING THE MESSAGE TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE. THANK YOU.

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Notice of Non-Compliant Amendment (37 CFR 1.121)

Application No.

09/681,881

Examiner

Kevin P. Kerns

Applicant(s)

SQUIRES ET AL.

Art Unit

1725

– The MAILING DATE of this communication appears on the cover sheet with the correspondence address –

The amendment document filed on 11 March 2005 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121. In order for the amendment document to be compliant, correction of the following item(s) is required.

THE FOLLOWING MARKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:

☒ 1. Amendments to the specification:

☐ A. Amended paragraph(s) do not include markings.

☐ B. New paragraph(s) should not be underlined.

☒ C. Other paragraph [0054] is incomplete, as it is missing 8 lines; and paragraph [0013] has no apparent amendments ("phases," has been underlined, but has not been amended).

☐ 2. Abstract:

☐ A. Not presented on a separate sheet. 37 CFR 1.72.

☐ B. Other _____.

☐ 3. Amendments to the drawings:

☐ A. The drawings are not properly identified in the top margin as "Replacement Sheet," "New Sheet," or "Annotated Sheet" as required by 37 CFR 1.121(d).

☐ B. The practice of submitting proposed drawing correction has been eliminated. Replacement drawings showing amended figures, without markings, in compliance with 37 CFR 1.84 are required.

☐ C. Other _____.

☐ 4. Amendments to the claims:

☐ A. A complete listing of all of the claims is not present.

☐ B. The listing of claims does not include the text of all pending claims (including withdrawn claims)

☐ C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following status identifiers: (Original), (Currently amended), (Canceled), (Previously presented), (New), (Not entered), (Withdrawn) and (Withdrawn-currently amended).

☐ D. The claims of this amendment paper have not been presented in ascending numerical order.

☐ E. Other: _____.

For further explanation of the amendment format required by 37 CFR 1.121, see MPEP § 714 and the USPTO website at <http://www.uspto.gov/web/offices/pac/dapp/opla/propnotice/officeflyer.pdf>.

TIME PERIODS FOR FILING A REPLY TO THIS NOTICE:

1. Applicant is given **no new time period** if the non-compliant amendment is an after-final amendment or an amendment filed after allowance. If applicant wishes to resubmit the non-compliant after-final amendment with corrections, the **entire corrected amendment** must be resubmitted within the time period set forth in the final Office action.
2. Applicant is given **one month**, or thirty (30) days, whichever is longer, from the mail date of this notice to supply the **corrected section** of the non-compliant amendment in compliance with 37 CFR 1.121, if the non-compliant amendment is one of the following: a preliminary amendment, a non-final amendment (including a submission for a request for continued examination (RCE) under 37 CFR 1.114), a supplemental amendment filed within a suspension period under 37 CFR 1.103(a) or (c), and an amendment filed in response to a *Quayle* action.

Extensions of time are available under 37 CFR 1.136(a) only if the non-compliant amendment is a non-final amendment or an amendment filed in response to a *Quayle* action.

Failure to timely respond to this notice will result in:

Abandonment of the application if the non-compliant amendment is a non-final amendment or an amendment filed in response to a *Quayle* action; or

Non-entry of the amendment if the non-compliant amendment is a preliminary amendment or supplemental amendment.

Kerink Kerns 7/15/05

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

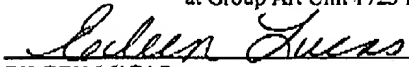
Application No.) 09/681,881
Filing Date) June 20, 2001
Inventor (first named)) Stuart Squires
Group Art Unit) 1754
Examiner Name) Kevin P. KERNS
Attorney Docket No.) 45722.2

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I hereby certify that this document is being facsimile transmitted on this date August 10, 2005 to
FAX No. 571-273-8300 to the U.S. Patent and Trademark Office, Attention: Examiner Kevin P. Kerns,
at Group Art Unit 1725 in Arlington, VA 22202


EILEEN LUCAS

DATED: August 10, 2005

**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT
MAILED JULY 19, 2005**

Assistant Commissioner for Patents
Alexandria, VA 22313-1450

Dear Sir:

This is in response to the Notice of Non-Compliant Amendment mailed July 19, 2005 and is within
the 1 month period for reply.

Further to Applicant's Amendment and Response to the Office Action dated March 11, 2005,
Applicant encloses Amendment to the Specification section correcting paragraphs [0013] and [0054].